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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number (Optional)
13DV-13878 (07783-0094)

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Signature Lindsay Vican
Typed or printed name Lindsay Vican

In re Application of

RIGNEY et al.

Application Number

Filed

10/086,148

10/22/2001

For

METHOD FOR REPLACING DAMAGED TBC CERAMIC LAYER

Art Unit
3726Examiner
Irene Cuda-Rosenbaum

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____.

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1059. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

12/24/2003 SZEWDIE1 00000117 501059 10086148

Carmen Santa Maria applicant/inventor.

01 FC:1401 330.00 DA

Signature

 assignee of record of the entire interest. See 37 CFR 3.71.

Carmen Santa Maria

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

Typed or printed name

 attorney or agent of record.

717-237-5226

Telephone number

 attorney or agent acting under 37 CFR 1.34(a).

Registration number if acting under 37 CFR 1.34(a). _____

December 19, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

 *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT & TRADEMARK OFFICE**FEE TRANSMITTAL
for FY 2003**

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT (\$)** 330**Complete if Known**

Application Number	10/086,148
Filing Date	10/22/2001
First Named Inventor	RIGNEY et al.
Examiner Name	Irene Cuda-Rosenbaum
Group / Art Unit	3726

Attorney Docket No. 13DV-13878 (07783-0094)

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METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																					
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ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> </tr> </thead> <tbody> <tr><td>Fee Code</td><td>Fee (\$)</td></tr> <tr><td>1051</td><td>130</td></tr> <tr><td>1052</td><td>50</td></tr> <tr><td>1053</td><td>130</td></tr> <tr><td>1812</td><td>2,520</td></tr> <tr><td>1804</td><td>920*</td></tr> <tr><td>1805</td><td>1,840*</td></tr> <tr><td>1251</td><td>110</td></tr> <tr><td>1252</td><td>410</td></tr> <tr><td>1253</td><td>930</td></tr> <tr><td>1254</td><td>1,450</td></tr> <tr><td>1255</td><td>1,970</td></tr> <tr><td>1401</td><td>320</td></tr> <tr><td>1402</td><td>320</td></tr> <tr><td>1403</td><td>280</td></tr> <tr><td>1451</td><td>1,510</td></tr> <tr><td>1452</td><td>110</td></tr> <tr><td>1453</td><td>1,300</td></tr> <tr><td>1501</td><td>1,300</td></tr> <tr><td>1502</td><td>470</td></tr> <tr><td>1503</td><td>630</td></tr> <tr><td>1460</td><td>130</td></tr> <tr><td>1807</td><td>50</td></tr> <tr><td>1806</td><td>180</td></tr> <tr><td>8021</td><td>40</td></tr> <tr><td>1809</td><td>750</td></tr> <tr><td>1810</td><td>750</td></tr> <tr><td>1801</td><td>750</td></tr> <tr><td>1802</td><td>900</td></tr> <tr><td colspan="2">Fee Description</td></tr> <tr><td colspan="2">Surcharge - late filing fee or oath</td></tr> <tr><td colspan="2">Surcharge - late provisional filing fee or cover sheet.</td></tr> <tr><td colspan="2">Non-English specification</td></tr> <tr><td colspan="2">For filing a request for reexamination</td></tr> <tr><td colspan="2">Requesting publication of SIR prior to Examiner action</td></tr> <tr><td colspan="2">Requesting publication of SIR after Examiner action</td></tr> <tr><td colspan="2">Extension for reply within first month</td></tr> <tr><td colspan="2">Extension for reply within second month</td></tr> <tr><td colspan="2">Extension for reply within third month</td></tr> <tr><td colspan="2">Extension for reply within fourth month</td></tr> <tr><td colspan="2">Extension for reply within fifth month</td></tr> <tr><td colspan="2">Notice of Appeal</td></tr> <tr><td colspan="2">Filing a brief in support of an appeal</td></tr> <tr><td colspan="2">Request for oral hearing</td></tr> <tr><td colspan="2">Petition to institute a public use proceeding</td></tr> <tr><td colspan="2">Petition to revive – unavoidable</td></tr> <tr><td colspan="2">Petition to revive – unintentional</td></tr> <tr><td colspan="2">Utility issue fee (or reissue)</td></tr> <tr><td colspan="2">Design issue fee</td></tr> <tr><td colspan="2">Plant issue fee</td></tr> <tr><td colspan="2">Petitions to the Commissioner</td></tr> <tr><td colspan="2">Processing fee under 37 CFR 1.17 (q)</td></tr> <tr><td colspan="2">Submission of Information Disclosure Stmt</td></tr> <tr><td colspan="2">Recording each patent assignment per property (times number of properties)</td></tr> <tr><td colspan="2">Filing a submission after final rejection (37 CFR § 1.129(a))</td></tr> <tr><td colspan="2">For each additional invention to be examined (37 CFR § 1.129(b))</td></tr> <tr><td colspan="2">Request for Continued Examination (RCE)</td></tr> <tr><td colspan="2">Request for expedited examination of a design application</td></tr> <tr><td colspan="4">Other fee (specify) _____</td></tr> <tr><td colspan="4">*Reduced by Basic Filing Fee Paid</td></tr> <tr><td colspan="4">SUBTOTAL (3) (\$ 330)</td></tr> </tbody> </table>				Large Entity	Small Entity	Fee Code	Fee (\$)	1051	130	1052	50	1053	130	1812	2,520	1804	920*	1805	1,840*	1251	110	1252	410	1253	930	1254	1,450	1255	1,970	1401	320	1402	320	1403	280	1451	1,510	1452	110	1453	1,300	1501	1,300	1502	470	1503	630	1460	130	1807	50	1806	180	8021	40	1809	750	1810	750	1801	750	1802	900	Fee Description		Surcharge - late filing fee or oath		Surcharge - late provisional filing fee or cover sheet.		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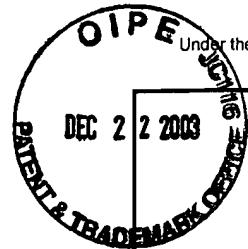
**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY						Complete if applicable
Name (Print/Type)	Carmen Santa Maria	Registration No. Attorney/Agent)	33,453	Telephone	717-237-5226	
Signature	C Santa Maria			Date	December 19, 2003	

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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on December 19, 2003.

Date

Lindsay Vican
Signature

Lindsay Vican

Typed or printed name of person signing Certificate

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Fee Transmittal Form
Transmittal Form
Notice of Appeal

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

		Application Number	10/086,148
		Filing Date	10/22/2001
		First Named Inventor	RIGNEY et al.
		Art Unit	3726
		Examiner Name	Irene Cuda-Rosenbaum
Total Number of Pages in This Submission	5	Attorney Docket Number	13DV-13878 (07783-094)

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Acknowledgment Postcard, Certificate of Mailing, Notice of Appeal
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

TECHNOLOGY CENTER R8700

Firm or Individual name	McNees Wallace & Nurick LLC Carmen Santa Maria
Signature	<i>Carmen Santa Maria</i>
Date	December 19, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Lindsay Vican		
Signature	<i>Lindsay Vican</i>	Date	December 19, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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